

**CITY OF SHOREVIEW
MINUTES
REGULAR CITY COUNCIL MEETING
June 6, 2011**

CALL TO ORDER

Pursuant to due call and notice thereof, a regular meeting of the Shoreview City Council was called to order by Acting Mayor Quigley on June 6, 2011, at 7:00 p.m.

PLEDGE OF ALLEGIANCE

The meeting opened with the Pledge of Allegiance to the flag.

ROLL CALL

The following members were present: Acting Mayor Quigley; Councilmembers Huffman, and Wickstrom.

Mayor Martin and Councilmember Withhart were absent.

APPROVAL OF AGENDA

Councilmember Wickstrom requested a brief discussion of the Vikings Stadium during the *Special Order of Business* portion of the meeting.

MOTION: by Councilmember Huffman, seconded by Councilmember Wickstrom to approve the June 6, 2011 agenda as amended.

VOTE: Ayes - 3 Nays - 0

PROCLAMATIONS AND RECOGNITIONS

There were none.

CITIZEN COMMENTS

There were none.

COUNCIL COMMENTS

Councilmember Huffman:

Noted that the legislature did pass the TIF extension for one year. This will help Shoreview with development not using taxpayer money. He thanked Shoreview legislators for their work and support and the Governor for signing it.

Councilmember Wickstrom:

Tuesday, June 14, 2011, will be the first Farmers' Market at the Community Center. Mayor Martin will attend. Treats will be given to those who attend.

Wednesday, June 15, 2011, will be the first of the Concert in the Commons series with Dan Perry and the Ice Cream Band. The Shoreview Foundation will be on hand to provide free ice cream.

On Thursday, June 23, 2011, at Roseville City Hall, there will be a meeting of the Ramsey County League of Local Governments. She especially encouraged Councilmembers and staff to attend. The topic is about trash and new developments in recycling.

Councilmember Quigley:

The City has received the LEED Gold Award for the design and renovation of the Maintenance Center. It is the first City-owned project in the nation, the second City maintenance center in the nation, and the fifth City-owned building in the state to be certified with the LEED Gold Award.

CONSENT AGENDA

Councilmember Huffman stated that he received several emails about No. 10, Parking Restrictions on Owasso Heights Road. He asked staff to further clarify that situation. Mr. Maloney explained that in 2006 and 2007, when the road was reconstructed, the Council was asked to establish parking restrictions because of the narrow street. There continues to be a number of private construction projects, including one that will soon begin at Owasso Heights Road and Owasso Heights Drive. Construction parking is very problematic. Therefore, the additional parking restrictions are to provide for safe movement of vehicles. Residents were notified of the new restrictions. He received one phone call in support of the new restrictions.

MOTION: by Councilmember Huffman, seconded by Councilmember Wickstrom to adopt the consent agenda of June 6, 2011, approving the necessary motions and resolutions for item Nos. 1 through 10:

Discussion:

Councilmember Wickstrom noted that the spelling of Rich Sonterre's name should be corrected in the May 9, 2011 City Council Workshop Meeting Minutes.

Councilmember Huffman and Councilmember Wickstrom accepted the above amendment to the motion.

1. May 9, 2011 City Council Workshop Meeting Minutes, as corrected
2. May 16, 2011 City Council Meeting Minutes
3. Receipt of Committee/Commission Minutes:
 - Bikeways and Trails Committee, March 3, 2011
 - Bikeways and Trails Committee, April 7, 2011
 - Human Rights Commission, April 27, 2011
 - Parks & Recreation Commission, April 28, 2011
 - Public Safety Committee, May 19, 2011
 - Environmental Quality Committee, May 23, 2011
4. Verified Claims in the Amount of \$727,972.62
5. Purchases
6. License Applications
7. Approve Quotes for 2011 Street Light Replacements - CP 11-07
8. Developer Escrow Reductions
9. Approval of Text Amendment - Chapter 703, Solid Waste Haulers
10. Parking Restrictions - Owasso Heights Road

VOTE: Ayes - 3 Nays - 0

PUBLIC HEARING

DRAFT REPORT AND PUBLIC HEARING FOR NPDES ANNUAL REPORT

Presentation by Public Works Director Mark Maloney

Annually, a public hearing is required and held for the City's 2010 Annual Report for Shoreview's municipal separate storm sewer system permit. After the public hearing, the report will be submitted to the Minnesota Pollution Control Agency (MPCA). The report evaluates progress on the City's goals of its Storm Water Pollution Prevention Plan. Consistently, each report includes the six best management practices with measurable goals:

1. Public education is achieved with articles in *ShoreViews*, the Environmental Quality Committee's speaker series and the Green Community Award Program.
2. Public participation occurs at this public hearing.
3. Illicit discharge detection and elimination is the only area where the City does not meet requirements because of budget and staff constraints. Training is being developed in conjunction with other cities to economize the cost.
4. Construction site storm water runoff is controlled with the City's enforcement of an erosion and sediment control ordinance.
5. Post-construction site runoff control has to do with runoff after construction and the innovative storm water management techniques the City is using. There are also cost-share projects with Rice Creek Watershed District, such as on Milton Street last year.

6. Pollution prevention involves inspection and repair of existing storm water infrastructure, including record keeping.

A new requirement is for the City to prepare a storm pond inventory of all public and private storm water ponds, wetlands or natural water bodies impacted by collection, water treatment and conveyance of storm water. Much of this information can be obtained from the City's Surface Water Management Plan and reorganized into the required format.

City Attorney Filla stated that he reviewed the Affidavit of Publication which indicates proper publication has been given and this public hearing is in order at this meeting.

Acting Mayor Quigley opened the public hearing at 7:16 p.m. There were no comments or questions from the public.

MOTION: by Councilmember Wickstrom, seconded by Councilmember Huffman to close the public hearing at 7:17 p.m.

Discussion:

Councilmember Wickstrom noted that the EQC speaker series is also available on public cable access and on the City website, not just available to the 30 people who attended the program.

VOTE: Ayes - 3 Nays - 0

MOTION: by Councilmember Huffman, seconded by Councilmember Wickstrom to direct the Public Works Director to submit the final MS4 Annual Report for 2010 to the Minnesota Pollution Control Agency reflecting the receipt of any comments from the Public Hearing held on June 6, 2011.

VOTE: Ayes - 3 Nays - 0

GENERAL BUSINESS

APPROVAL OF SHORT TERM DISABILITY POLICY AMENDMENT

Presentation by Human Resources Manager Laurie Elliott

The short-term disability program is self-funded, which means employees pay a premium into a separate account. When anyone is disabled, payments are made from that account. There is a waiting period that begins on day 0, when the injury occurs for both short-term and long-term disability. The waiting period for short term disability is 21 days. Short-term disability benefits pay through day 90. Long-term disability benefits begin on day 91. Both of these plans require that during the waiting period, the employee is completely and totally disabled, which

encourages employees to not return to work. Recently, an employee continuing to receive medical treatment but released to work on a reduced schedule, did return to work between day 22 and day 90. The employee will lose long-term disability benefits because of returning to work but continues to receive treatment beyond the 90 days. Because the employee has not received all of the benefits if completely disabled for 90 days, staff is recommending that benefits be extended beyond 90 days under certain criteria: 1) they do not qualify for long term disability benefits; 2) the reduced schedule is due to the medical condition; 3) the employee is expected to return to work; and 4) no income offset from worker's comp or social security disability is being received.

Councilmember Wickstrom asked if the short-term disability would supplement the reduced pay for an employee returning part time. Ms. Elliott explained that if an employee worked half time, the 20 hours not worked would be paid by short-term disability. The benefit is two-thirds the regular rate of pay.

Councilmember Huffman asked how this policy would compare to other cities. Ms. Elliott stated that there are varied ways of handling short-term disability. Some have only a seven-day waiting period. Others have 28 days. Mr. Schwerm added that in other cities it is common for employees to have a sick leave program that can be accumulated. Since Shoreview went to the annual leave system, there is no liability for a large accumulation of sick leave hours. The short-term disability program has been cost effective for the City.

MOTION: by Councilmember Wickstrom, seconded by Councilmember Huffman to adopt Resolution No. 11-29 approving changes to the Short-term Disability Employee Handbook Policy.

VOTE: Ayes - 3 Nays - 0

WEED ABATEMENTS:

**4822 Hodgson Connection
1698 Lois Drive
4711 Laura Lane
1725 Terrace Drive
148 Demar Avenue**

Presentation by City Planner Kathleen Nordine

The City Council is requested to order weed abatements on the above-listed five properties. As of June 3rd, all properties had vegetative growth in lawn areas exceeding 9 inches in height. All properties except 1698 Lois Drive were mowed by June 6th. However, all properties appear to be vacant, and four are in foreclosure. Notices were posted on the properties and also sent to the owners of record with the request that correction be done by June 6th. Because the properties are

vacant and some in foreclosure, staff is requesting that the Council authorize abatement at 1698 Lois Drive and also approve the abatements for the other properties so they can be monitored for maintenance compliance through the 2011-2012 growing season.

Acting Mayor Quigley noted that in most instances it takes a significant amount of time for conditions to be corrected, and it is safer to have authorization in place for abatement when needed.

MOTION: by Councilmember Huffman, seconded by Councilmember Wickstrom to adopt Resolution 11-32, pursuant to Section 210.020(A), approving the abatement of vegetative growth for the properties located at:

4822 Hodgson Connection
1698 Lois Drive
4711 Laura Lane
1725 Terrace Drive
148 Demar Avenue

and to charge the property owner(s) for the cost of the abatement, including administrative costs. The City Manager is authorized to monitor the properties throughout the 2011 and 2012 growing seasons and to abate any vegetative growth on the property that does not comply with City regulations.

VOTE: Ayes - 3 Nays - 0

SPECIAL ORDER OF BUSINESS

Councilmember Wickstrom noted that the Council has been asked by Ramsey County and Arden Hills to adopt a resolution in support of the Vikings Stadium. The Council felt there was not enough information to adopt a resolution.

Councilmember Wickstrom contacted an economist, Art Rolnick, formerly with the Federal Reserve Bank, who indicated there is not enough economic benefit for publicly funded stadiums. He recommended reading *Major League Losers, The Real Cost of Sports and Who Is Paying for It*. Councilmember Wickstrom noted other books on the subject: *Sports, Jobs and Taxes, The Economic Impact of Sports Teams and Stadiums; Field of Schemes, How the Great Stadium Swindle Turns Public Money Into Private Profit; and Public Dollars Private Stadiums, the Battle Over Building Sports Stadiums*. She has received a number of emails, all opposed to spending public dollars on the stadium. It is important that those making decisions are aware of the facts.

Councilmember Huffman reported attending a Council meeting in Arden Hills on Wednesday, June 1, 2011. The Arden Hills City Council discussed the stadium favorably. Five or six of the eight speakers were from Shoreview. He encouraged residents to contact the County

Commissioner, legislators and Arden Hills to express their opinions.

Acting Mayor Quigley stated that often the emails he receives express concern that the City is not as aware of the issue as it should be. The Council and staff are aware of all the issues, but it is difficult to vote on a position since there is such a lack of clarity on the five issues that Shoreview has expressed to the Chair of the County Commissioners and other officials regarding crime, environment, noise, traffic and property values.

ADJOURNMENT

MOTION: by Councilmember Huffman, seconded by Councilmember Wickstrom to adjourn the meeting at 7:40 p.m.

ROLL CALL: Ayes - 3 Nays - 0

Acting Mayor Quigley declared the meeting adjourned.

THESE MINUTES APPROVED BY COUNCIL ON THE 5TH DAY OF JULY 2011.

Terry C. Schwerm
City Manager